

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE

TOXICS ACTION CENTER, INC., and
CONSERVATION LAW FOUNDATION,

Plaintiffs,

v.

CASELLA WASTE SYSTEMS, INC., and NORTH
COUNTRY ENVIRONMENTAL SERVICES,
INC.,

Defendants.

Case No. 1:18-cv-00393-PB

**ASSENTED-TO MOTION FOR LEAVE TO FILE A REPLY, AND FOR EXTENSION
OF TIME, IN SUPPORT OF PLAINTIFFS' MOTION FOR A PROTECTIVE ORDER**

Plaintiffs Toxics Action Center, Inc., and Conservation Law Foundation respectfully move the Court, pursuant to Local Rule 7.1(e)(2), for leave to file a reply memorandum in support of their Motion for a Protective Order (ECF #61), and for a one-week extension of time in which to file the reply, pursuant to Local Rule 7.2(a). The Defendants assent to all relief sought in this motion.

Plaintiffs filed their motion for a protective order on October 10, 2019. After receiving two extensions of time, Defendants filed their objection to the motion on November 12, 2019 (ECF #65). A reply memorandum would be due on November 19, 2019; this motion is being filed within seven days of service of Defendants' objection. Defendants assent to both the filing of a reply and to a one-week extension of time to file the reply, until November 26, 2019. Because the case is presently stayed, the requested relief will not affect any aspect of the case schedule.

WHEREFORE, Plaintiffs respectfully request that this Court grant the following relief:

1. Grant leave for Plaintiffs to file a reply memorandum in support of their motion for protective order.
2. Extend the deadline for Plaintiffs to file their reply to November 26, 2019.

Respectfully submitted,

TOXICS ACTION CENTER, INC., and
CONSERVATION LAW FOUNDATION

Dated: November 15, 2019

By their Attorneys,

/s/ Joshua R. Kratka

Joshua R. Kratka (MA Bar #544792)

Admitted pro hac vice

National Environmental Law Center

294 Washington Street, Suite 500

Boston, MA 02108

(617) 747-4304

*Attorney for Conservation Law Foundation
and Toxics Action Center*

Email: josh.kratka@nelconline.org

/s/ David A. Nicholas

David A. Nicholas (MA Bar #553996)

Admitted pro hac vice

20 Whitney Road

Newton, MA 02460

(617) 964-1548

Attorney for Toxics Action Center

Email: dnicholas100@gmail.com

/s/ Thomas F. Irwin

Thomas F. Irwin (NH Bar #11302)

Conservation Law Foundation

27 North Main Street

Concord, NH 03301

(603) 573-9139

Attorney for Conservation Law Foundation

Email: tirwin@clf.org

/s/ Daniel J. Mullen

Daniel J. Mullen (NH Bar #1830)

Ransmeier & Spellman P.C.

One Capitol Street

Concord, NH 03301

(603) 410-6643

Attorney for Toxics Action Center

Email: dmullen@ranspell.com

CERTIFICATE OF CONFERENCE

I hereby certify that Plaintiffs have in good faith conferred with Defendants regarding Plaintiffs' motion for leave to file a reply and for an extension of time.

/s/ Joshua R. Kratka

Joshua R. Kratka

CERTIFICATE OF SERVICE

I hereby certify that on November 15, 2019, I filed a copy of this document with the Court's ECF system, which will cause an electronic notice of such filing to be sent to all counsel who have appeared in this case.

/s/ Joshua R. Kratka

Joshua R. Kratka